

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

SUWIT PRASOPRAT,) Case No. CV 06-2599-PA(RC)
)
Petitioner) ORDER ADOPTING REPORT AND
) RECOMMENDATION OF UNITED STATES
vs.) MAGISTRATE JUDGE
)
MICHAEL BENOVA, Warden of the)
Metropolitan Detention Center,)
)
Respondent.)
_____)

Pursuant to 28 U.S.C. Section 636, the Court has reviewed the petition and other papers along with the attached Report and Recommendation of United States Magistrate Judge Rosalyn M. Chapman, as well as petitioner's objections, and has made a de novo determination.

IT IS ORDERED that (1) the Report and Recommendation is approved and adopted; (2) the Report and Recommendation is adopted as the findings of fact and conclusions of law herein; (3) respondent's motion to dismiss is denied; and (4) the petition for writ of habeas corpus is denied on the merits, and the action is dismissed with

1 prejudice, and Judgment shall be entered accordingly.

2
3 IT IS FURTHER ORDERED that the Clerk shall serve copies of this
4 Order, the Magistrate Judge's Report and Recommendation and Judgment
5 by the United States mail on petitioner.

6
7 DATED: May 25, 2009



8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

PERCY ANDERSON
UNITED STATES DISTRICT JUDGE

11 R&Rs\06-2599.ado
12 5/12/09